

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS**

United States Courts
Southern District of Texas
FILED

In Re: Mario and Laura Vargas,
Debtors

§ Case No. 09-10510-B-13
§ Chapter 13

DEC 15 2014

David J. Bradley, Clerk of Court

**Application for Payment of Unclaimed Funds
and Certificate of Service**

1. I am making application to receive \$1,091.98, which was deposited as unclaimed funds on behalf of Hudson and Keyse, LLC, Assignee of Chase Bank.
2. Applicant is entitled to receive the requested funds, has made sufficient inquiry and has no knowledge that any other party may be entitled to, and is not aware of any dispute regarding the funds at issued based upon the following (*check the statement(s) that apply*):

- a. Applicant is the creditor/debtor named in paragraph 1, and the owner of the funds appearing on the records of this Court, as evidenced by the attached documents.
- b. Applicant is the attorney in fact for the creditor/debtor named in paragraph 1, with authority to receive such funds, or who is authorized by the attached original Power of Attorney to file this application on behalf of the creditor/debtor.
- c. Applicant is the assignee or successor-in-interest of the creditor/debtor named in paragraph 1, or the representative of the assignee or successor-in-interest, as evidenced by the attached documents establishing chain of ownership and/or assignment.
- d. Applicant is a duly authorized corporate officer (if a corporation) or a general partner (if a partnership) and a representative of the creditor/debtor named in paragraph 1.
- e. Applicant is the representative of the estate of the deceased creditor/debtor named in paragraph 1, as evidenced by the attached certified copies of death certificate and other appropriate probate documents substantiating applicant's right to act on behalf of the decedent's estate.
- f. None of the above apply. As evidenced by the attached documents, applicant is entitled to these unclaimed funds because:

We are the Debtors in this case. Our Schedule F reflected an unsecured claim owing to Hudson & Keyse, LLC / Chase Bank USA \$3,522.00 as reflected on the attached copy of Schedule F as filed with the Court. Creditor, Hudson and Keyse, LLC, Assignee of Chase Bank, filed a claim in the amount of \$1,091.98 (Claim #24); however, such Creditor provided an incorrect address to the Court and the Trustee in my case has been unable to pay this Creditor. Attached is a printout of Trustee Payment History on this claim. Our confirmed plan provided for a percentage

distribution to Hudson and Keyse, LLC, on this claim. The Trustee has now deposited the amount of \$1,091.98.11 into the Court's Registry and we are requesting these funds be refunded to us.

3. I understand that pursuant to 18 U.S.C. § 152, I could be fined no more than \$5,000, or imprisoned not more than five years, or both, if I have knowingly and fraudulently made any false statements in this document or accompanying supporting documents. I further understand that any indications of fraud detected by the Court will be turned over to the U.S. Attorney for possible prosecution.

4. I declare under penalty of perjury under the laws of the United States of America that the foregoing statements and information are true and correct.

Dated: December 3, 2014

Applicant's Signature

Applicant's Signature

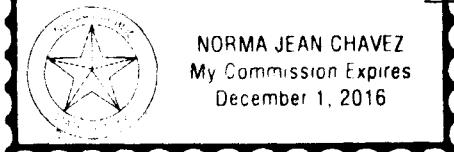
Applicant's Name: Mario and Laura Vargas

Address: 3626 Rey Carlos Dr.

Brownsville, TX 78521

Phone: (956) 838-1888

Subscribed and sworn before me this 01 day of December, 2014, by Mario and Laura Vargas.



Norma Jean Chavez
Notary Public, State of Texas
My commission expires 12-1-2016

Attachments: 1. Schedule F

2. Trustee payment history on Claim #24 – Hudson and Keyse, LLC,
Assignee of Chase Bank

Certificate of Service

I certify that on December 11, 2014, a true and correct copy of this application for payment of unclaimed funds was served by first class United States Mail on the following:

U.S. Attorney
P.O. Box 61129
Houston, TX 77208

Cindy Boudloche, Chapter 13 Trustee
555 N. Carancahua, Suite 600
Corpus Christi, TX 78478

U.S. Trustee
515 Rusk Ave., Ste.3516
Houston, TX 77002

Hudson and Keyse, LLC
Assignee of Chase Bank
P.O. Box 1090
Mentor, OH 44061

Malaise Law Firm
1265 N. Expressway 83
Brownsville, TX 78520
(956) 547-9638 – voice
(956) 547-9630 – fax

By: /s/ Eduardo M. Rodriguez
Eduardo V. Rodriguez
Attorney at Law
State Bar No. 00795621
Attorney for Debtors

B6F (Official Form 6F) (12/07) - Cont.

In re Mario Vargas
Laura Vargas

Case No. _____

(if known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	AMOUNT OF CLAIM			
			CONTINGENT	UNLIQUIDATED	DISPUTED	
ACCT #: xxxxxxxx; xxx #xxxxx0591 Equilease Financial Services c/o LTD Financial Services, LP 7322 Southwest Freeway, Ste. 1600 Houston, TX 77074	C	DATE INCURRED: 04/2006 CONSIDERATION: Lease-deficiency on Kenworth REMARKS:				\$12,690.42
ACCT #: xxxxxxx; xx0677 Hudson & Keyse, LLC/Chase Bank USA c/o Rausch Sturm Israel Emerson & Hornik P.O. Box 3018 Abilene, TX 79604-3018	C	DATE INCURRED: CONSIDERATION: Unknown Loan Type REMARKS: Agreed Judgment #2007CCL1791C entered 10/17/2008				\$3,522.00
ACCT #: xxxx0143 Nco Financial Systems 507 Prudential Rd Horsham, PA 19044	C	DATE INCURRED: CONSIDERATION: Unknown Loan Type REMARKS: original creditor: Sprint PCS				\$590.00
ACCT #: xxxx2688 NCO Financial Systems 507 Prudential Rd Horsham, PA 19044	C	DATE INCURRED: 10/2007 CONSIDERATION: Factoring Company Account REMARKS: original creditor: Sprint PCS				\$590.00
ACCT #: xxx2754 Pentagroup Financial 5959 Corporate Dr Ste 14 Houston, TX 77036	C	DATE INCURRED: 12/2007 CONSIDERATION: Collection Attorney REMARKS: original creditor: Sprint				\$1,216.00
ACCT #: xxxxxxx0126 Sarma Collection 1801 Broadway St San Antonio, TX 78215	C	DATE INCURRED: 09/2006 CONSIDERATION: Collection Attorney REMARKS: original creditor: Wireless Toyz				\$400.00
Sheet no. 1 of 1 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			Subtotal >			\$19,008.42
			Total >			\$40,648.42
(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)						

B6F (Official Form 6F) (12/07)

In re **Mario Vargas**
Laura Vargas

Case No. _____
(if known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xxxxxxxx8829 Beneficial/Hfc HSBC Retail Services Attn: Bankruptcy P.O. Box 15522 Wilmington, DE 19850	C	DATE INCURRED: 06/2005 CONSIDERATION: Deficiency on 2001 Dodge Caravan REMARKS:				\$11,415.00
ACCT #: xxxxxxxx9544 Beneficial/hfc HSBC Retail Services Attn: Bankruptcy P.O. Box 15522 Wilmington, DE 19850	C	DATE INCURRED: 06/2005 CONSIDERATION: Deficiency on 2002 Chevrolet Avalanche REMARKS:				\$6,868.00
ACCT #: xxxx-xxxx-xxxx-9142 Chase - Cc Attention: Bankruptcy Department PO Box 15298 Wilmington, DE 19850	C	DATE INCURRED: 05/2009 CONSIDERATION: Credit Card REMARKS:				\$805.00
ACCT #: xxxx-xxxx-xxxx-3771 Chase - Cc Attention: Bankruptcy Department PO Box 15298 Wilmington, DE 19850	C	DATE INCURRED: 10/2008 CONSIDERATION: Credit Card REMARKS:				\$742.00
ACCT #: xxx71-10 Economy Finance 930 E Adams St Brownsville, TX 78520	C	DATE INCURRED: 03/2009 CONSIDERATION: Note Loan REMARKS:				\$594.00
ACCT #: xxxx5411 Enhanced Recovery Corp 8014 Bayberry Rd Jacksonville, FL 32256	C	DATE INCURRED: 05/2009 CONSIDERATION: Collection Attorney REMARKS: original creditor: Sprint				\$1,216.00
Subtotal >						\$21,640.00
Total >						
(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)						

1 continuation sheets attached

Claim 24 **HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK**
PO BOX 1090
MENTOR OH 44061
(800) 654-5391

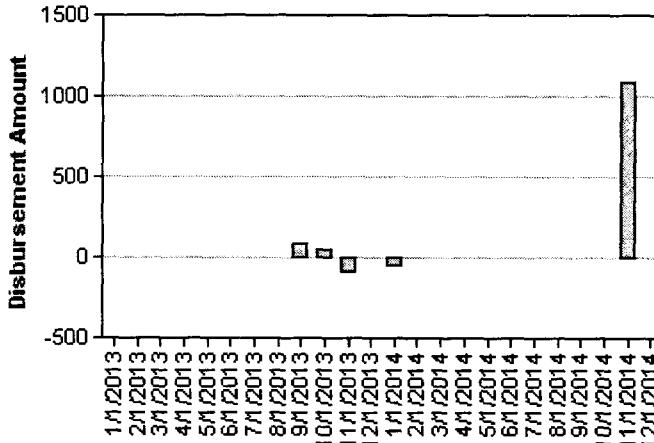
(Use CTRL-P to Print this Page)

[Close Window](#)

Disbursements to this Claim

CLAIM DETAIL

Case Number	0910510
Creditor	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK
Trustee's Claim Number	24
Court's Claim Number	7
Claim Type	U - UNSECURED (U)
Claim Filed Date	Friday, November 06, 2009
Mortgage Due Date	

**CLAIM AMOUNTS**

Claimed Amount	\$5,336.30
Scheduled Amount	\$0.00
Amount Paid Outside	\$0.00
Monthly Payment	\$0.00
Principal Owed	\$4,244.32
Principal Paid	\$1,091.98
Principal Due	\$1,042.18
Interest Rate	0.00
Interest Paid	\$0.00
Interest Due	\$0.00
Collateral Value	\$0.00
Collateral Description	
Limit	\$0.00
Plan Code	\$0.00
Percent Allowed	100.00
Months to Calculate	0.00

PAYMENT HISTORY FOR CLAIM 24 - HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK

(Latest Payments First)		Insurance-	Prev. Cred-	
Disb Date	Check Number	Payee Name	Type	Amount
11/6/2014	<u>9001053</u>	US BANKRUPTCY COURT	COMPUTER CHECK TO CREDITOR/PRINCIPAL	\$1,091.98
1/10/2014	<u>1032189</u>	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK	CANCELLED CHECK TO CREDITOR/PRINCIPAL	(\$50.48)
11/12/2013	<u>1030546</u>	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK	CANCELLED CHECK TO CREDITOR/PRINCIPAL	(\$90.60)
10/24/2013	<u>1032189</u>	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK	AMOUNT DISBURSED TO CREDITOR	\$50.48
9/19/2013	<u>1030546</u>	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK	AMOUNT DISBURSED TO CREDITOR	\$90.60

CLAIM FLAGS

Payee Level	60
Comment	CHASE BANK
Account Number	xxxxxxxxxxxxxxxxxx21 1
No Cost	
No Check	Registry
Delete	
Stop Disbursement	
Continuing	
Special	

CREDITOR INFORMATION

Creditor Name	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK
Address 1	PO BOX 1090
Address 2	
Address 3	MENTOR OH
Zip Code	44061-0000
Contact Name	
Phone Number	(800) 654-5391

Creditor Number ShortCut	
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Additional Names and Addresses		Date of Last Change
Payee:	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK • PO BOX 1090 • MENTOR • OH • 44061	11/9/2009
Scheduled:	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK • PO BOX 1090 • MENTOR • OH • 44061	11/9/2009
Notice:	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK • PO BOX 1090 • MENTOR • OH • 44061	11/9/2009
Attorney for Creditor:	HUDSON AND KEYSE LLC ASSIGNEE OF CHASE BANK • PO BOX 1090 • MENTOR • OH • 44061	11/9/2009

PAYEE FIELDS DESCRIPTIONS

No Cost A "Y" in this field indicates the system will not calculate trustee fees on disbursements to this claim.

No Check Code which indicates the claim should not be paid or will limit the amount the claim is paid. The valid options are as follows:

- **O** Indicates claim is to be paid outside the plan.
- **R** Indicates claim is to be paid at Real Estate Closing.
- **S** Indicates collateral will be surrendered.
- **X** Indicates claim has not been filed.
- **Y** General no check
- **1-9** Limits the disbursement to this number times the regular monthly payment

Delete A "Y" in this field indicates the claim has been deleted from the plan without actually removing the record. L in this field indicates the claim is to be paid per capita rather than pro rata. This field is normally used for adequate protection claims by indicating an "A" in this field. An "E" is used to flag this claim for "Hard" reserve if using this feature.

Reserve Code indicating that disbursements are to be calculated for this claim but reserve the funds rather than paying them out. The valid options are:

- **H** Calculated disbursements are reserved until they meet or exceed the regular payment amount for the claim.
- **M** Calculated disbursements are reserved for one disbursement.
- **Y** Calculated disbursements are reserved indefinitely.
- **1-9** Calculated disbursements are to be reserved for this number of disbursement cycles. This number will

decrease by 1 each disbursement cycle.

Stop Disbursement Code which prevents the system from disbursing. However, the system will disburse any arrearage accumulated on this claim. Normally a "Y" is used for a generic stop disbursement. The numbers 1-9 will cause the system to not disbursement on this claim for this number of disbursement cycles. The number will decrease each disbursement cycle.

Continuing Flag A "Y" in this field indicates this claim is a continuing debt such as an ongoing mortgage payment.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS**

In Re: Mario and Laura Vargas, § Case No. 09-10510-B-13
Debtors § Chapter 13

Order for Payment of Unclaimed Funds

Upon the application of Mario and Laura Vargas, seeking payment of \$1,091.98, representing funds previously unclaimed by

Hudson and Keyse, LLC,
Assignee of Chase Bank
(Claim # 24)

a creditor or debtor in the above-entitled case, and it appearing from the application and supporting documentation that Mario and Laura Vargas, Debtors, are entitled to the unclaimed funds, it is

Ordered that the Clerk pay \$1,091.98 to:

Mario and Laura Vargas
3626 Rey Carlos Dr.
Brownsville, TX 78521

Signed this _____ day of _____, _____.

Richard S. Schmidt

United States Bankruptcy Judge